



08-19-05

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CERTIFICATE OF EXPRESS MAILING

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Date: August 17, 2005

Signed:

Linda H. Matsumi

PATENT  
Customer No. 22,852  
Attorney Docket No. 7414.0025-01000

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )  
Hugh J. PASIKA et. al. ) Group Art Unit: 1631  
Serial No.: 09/941,903 - 09/724,910 ) Examiner: Ly, Cheyne D.  
Filed: July 23, 2001 ) Confirmation No.: 4264  
For: METHODS, SYSTEMS, AND )  
COMPUTER READABLE )  
MEDIUMS FOR EVALUATING )  
BIOLOGICAL DATA (As Amended) )

MAIL STOP AMENDMENT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

INFORMATION DISCLOSURE STATEMENT

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(d), Applicants bring to the attention of the Examiner the documents listed on the attached IDS PTO-SB-08. This Information Disclosure Statement is being filed after the mailing of a Final Office Action and before the filing of the issue fee. Under the provisions of 37 C.F.R. § 1.97(d), this Information Disclosure Statement is accompanied by a fee of \$180.00 as specified by Section 1.17(p).

The undersigned certifies that the two documents cited on the attached IDS PTO-SB-08 were not cited in a communication from a foreign patent office in a

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counterpart foreign application. Also, the cited response was filed June 17, 2005, and the cited Office Action was mailed August 9, 2005. Thus, the undersigned certifies that those two documents were not known to any individual designated in § 1.56(c) more than three months prior to the filing of this Information Disclosure Statement.

Copies of the listed documents are attached.

Applicants respectfully request that the Examiner consider the listed documents and evidence that consideration by making appropriate notations on the attached form.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claim in the application and Applicants determine that the cited documents do not constitute "prior art" under United States law, Applicants reserve the right to present to the Office the relevant facts and law regarding the appropriate status of such documents.

Applicants further reserve the right to take appropriate action to establish the patentability of the claimed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to Deposit Account No. 06-0916.

Respectfully submitted,

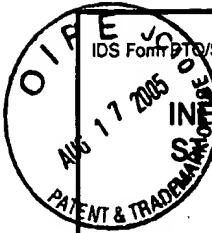
FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

Dated: August 17, 2005

By:



M. Paul Barker  
Reg. No. 32,013



IDS Form PTO/SB/08: Substitute for form 1449A/PTO

## **INFORMATION DISCLOSURE STATEMENT BY APPLICANT**

*(Use as many sheets as necessary)*

Sheet

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of

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***Complete if Known***

Application Number	09/911,903	09/724,910
Filing Date	July 23, 2001	
Confirmation No.	4264	
First Named Inventor	Pasika et al.	
Art Unit	1631	
Examiner Name	Ly, Cheyenne D.	
Attorney Docket Number	07414.0025-01000	

## U.S. PATENTS AND PUBLISHED U.S. PATENT APPLICATIONS

**Note: Copies of the U.S. Patent Documents are not Required in IDS filed after October 21, 2004**

## FOREIGN PATENT DOCUMENTS

Examiner Initials	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	Translation --
		Country Code <sup>3</sup> Number <sup>4</sup> Kind Code <sup>5</sup> (if known)				

## NON PATENT LITERATURE DOCUMENTS

Examiner Initials <sup>1</sup>	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	Translation
		Final Office Action, mailed August 9, 2005, in U.S. Patent Application No. 09/724,910.	
		Response, mailed June 17, 2005, in U.S. Patent Application No. 09/724,910.	